

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

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|--------------------------------------|---|-----------------------------|
| ZURICH AMERICAN INSURANCE COMPANY, : | : |                             |
| Plaintiff,                           | : |                             |
|                                      | : |                             |
| v.                                   | : | Civil No. 5:22-cv-01194-JMG |
|                                      | : |                             |
| MJF TRUCKING, LLC, <i>et al.</i> ,   | : |                             |
| Defendants.                          | : |                             |

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**ORDER**

**AND NOW**, this 25<sup>th</sup> day of July, 2022, upon consideration of Defendant Schwarz's motion to dismiss for failure to state a claim (ECF No. 16), it is **HEREBY ORDERED** that the motion is **DENIED**.

**IT IS FURTHER ORDERED** that motions for judgment on the pleadings, if any, shall be filed no later than **August 19, 2022**. Responses shall be filed no later than **14 days** after such a motion is filed.

BY THE COURT:

/s/ John M. Gallagher  
JOHN M. GALLAGHER  
United States District Court Judge